

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STEVEN M. SHUBERT,  
Individually and on behalf of all  
others similarly situated,

Plaintiff,

v.

MANHEIM AUCTIONS, INC., *et al.*,

Defendants.

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CIVIL ACTION NO. 09-3365

**ORDER**

**AND NOW**, this \_\_\_\_ day of February, 2010, upon consideration of plaintiff's motion to remand (docket no. 12), defendants' response thereto, and plaintiff's supplemental memorandum in support thereof, **IT IS HEREBY ORDERED** that:

- (1) the motion to remand is **GRANTED**;
- (2) the above-captioned action is **REMANDED** to the Court of Common Pleas of Montgomery County, Pennsylvania; and
- (3) plaintiff's request for an award of attorneys' fees and costs pursuant to 28 U.S.C. § 1447(c) is **DENIED**.

s/ William H. Yohn Jr., Judge  
William H. Yohn Jr., Judge